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2008 OCT -3 PM 5:11  
412 471 4094 P.001U.S. PATENT AND  
TRADEMARK OFFICE

U.S. Patent No. 7,114,888  
 Paper Dated: October 1, 2008  
 Attorney Docket No. 2202-031542

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OFFICE OF PETITIONS

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,114,888  
 Applicants : John Stankus et al.  
 Issued : April 29, 2004  
 Title : Yieldable Prop  
 Customer No. : 28289

Facsimile: 571-273-8300  
 Mail Stop Post Issue  
 Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

CHANGE IN ENTITY STATUS UNDER 37 C.F.R. §1.28(c)

Sir:

The owner of the above-identified patent believes that it inadvertently claimed small entity status in United States Patent No. 7,114,888 issued on October 3, 2006 and its underlying application, No. 10/687,960 filed on October 17, 2003. Small entity status was established in the patent due to the owner's error that occurred without deceptive intent.

The small entity status of the owner has fluctuated over the past several years and, more recently, the owner has been rapidly growing. Following a recent analysis of the small entity status, it was discovered that the owner currently no longer qualifies for small entity status. The precise date of loss of entitlement to claim small entity status is not known, however, it is known that the loss of entitlement occurred in 1998. Therefore, owner is herewith paying the deficiency for all fees paid from January 1, 1998 in the patent and the underlying application.

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CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this correspondence is being transmitted by facsimile to 571-273-8300, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Attention: Mail Stop Post Issue on October 1, 2008.	
_____ Bruce L. White (Typed Name of Person Signing Certificate)	
_____ Bruce L. White Signature	_____ 10/1/2008 Date

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2008 OCT 1 3 49 PM 5:11 002

U.S. Patent No. 7,114,888  
Paper Dated: October 1, 2008  
Attorney Docket No. 2202-031542

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U.S. PATENT AND  
TRADEMARK OFFICE

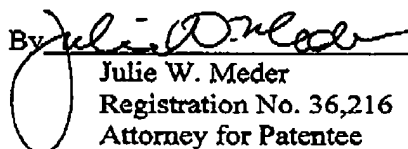
The owner requests excuse of this error by payment of the deficiencies in fees during prosecution of the application and payment of any maintenance fees on the patent. The following is a calculation of the total deficiency owed, itemized by date paid, type of fee and deficiency owed.

DATE	AMOUNT PAID	FEE TYPE	CURRENT DUE	DIFFERENCE
May 18, 2006	1000.00	Issue Fee	1440.00	440.00
May 18, 2006	30.00	Advance Order of Copies	30.00	0.00
April 26, 2006	180.00	IDS	180.00	0.00
October 21, 2005	200.00	2 independent claims in excess of 3 at 100.00/each	420.00	220.00
November 30, 2004	27.00	3 claims in excess of 20 at 9.00/each	150.00	123.00
June 2, 2004	N/A	Claimed Small Entity Status	N/A	N/A
			<b>TOTAL DUE</b>	<b>783.00</b>

The Commissioner is hereby authorized to charge the deficient fees and any additional fees which may be required to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650.

Respectfully submitted,  
THE WEBB LAW FIRM

By

  
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